

E-filed 3/8/07

1 2	Vincent P. Hurley #111215 Douglas F. Young, # 84531 LAW OFFICES OF VINCENT P. HURLEY A Professional Corporation
3	38 Seascape Village Aptos, California 95003
4	Telephone: (831) 661-4800
5	Facsimile: (831) 661-4804
6	Attorneys for Defendant CITY OF GONZALES, OFFICER LOMBARDI, OFFICER C. AVALA, OFFICER SERGEANT K. WISE
7	OFFICER C. AYALA, OFFICER SERGEANT K. WISE, and OFFICER SIBAYAN
8	UNITED STATES DISTRICT COURT
9	
10	NORTHERN DISTRICT OF CALIFORNIA SAN JOSE DIVISION
11) Case No. C-06-03745 JF (HRL)
12	HENRY MEZA, an individual, and JUVENTINA RAMIREZ, an individual, STIPULATION TO EXTEND DEADLE FOR COMPLETION OF
13	Plaintiff(s), DEADLINE FOR COMPLETION OF ENE PROCESS AND [PROPOSED]
14	vs. ORDER THEREON
15)
16	CITY OF GONZALES, a municipal) corporation, OFFICER LOMBARDI, an)
17	individual, OFFICER C. AYALA, an) individual; OFFICER SERGEANT K.)
18	WISE, an individual; OFFICER SIBAYAN,) an individual; and DOES 1 through 50,
19	inclusive)
20	Defendant(s).
21	
22	IT IS STIPULATED by and between Plaintiffs, HENRY MEZA and JUVENTINA
23	RAMIREZ, and Defendants, CITY OF GONZALES, OFFICER LOMBARDI, OFFICER C.
24	AYALA, OFFICER SERGEANT K. WISE, and OFFICER SIBAYAN, as follows:
25	On August 28, 2006, the Court referred the above-referenced matter to early neutral
26	evaluation. By previous stipulation and order, the date for completion of the early neutral
27	evaluation was extended to February 26, 2007.
28	
	1

1	The medical records related to the claims of Plaintiffs were received but could not
2	evaluated by Defendants within the time allotted for completion of the ENE. Further, there
3	remains a dispute between the parties as to the discoverability and admissibility of certain of
4	Defendants' police personnel records, including the preparation by counsel for defendants of a
5	detailed and comprehensive privilege log. The parties are working diligently to narrow the
6	dispute and to craft a protective order for those remaining documents that are agreed to be
7	available to plaintiffs. The parties have obtained the agreement of Early Neutral Evaluator
8	Anthony Boskovich to extend the deadline, and have secured from him several dates before
9	March 30, 2007 on which to complete the ENE process.
10	Accordingly, the parties stipulate and respectfully request that the Court extend the
11	deadline for completion of the ENE process until March 30, 2007,
12	The parties believe by that time that they will be better able to evaluate the merits of the
13	case.
14	IT IS SO STIPULATED.
15	Dated: March 7, 2007
16	LAW OFFICES OF VINCENT P. HURLEY A Professional Corporation
17	
18	
19	By:VS/VINCENT P. HURLEY
20	Attorneys for Defendants CITY OF GONZALES, OFFICER LOMBARDI, OFFICER C. AYALA,
21	OFFICER SERGEANT K. WISE, and OFFICER SIBAYAN
22	
23	Dated: March 7, 2007
24	SCHAUMAN & HUBINS
25	
26	By:/s/ WILLIAM F. SCHAUMAN_
27	Attorneys for Plaintiffs HENRY MEZA and JUVENTINA RAMIREZ
28	

1	<u>ORDER</u>
2	Based on the stipulation of the parties, and good cause appearing therefore, it is ordered
3	as follows:
4	The deadline in which to complete early neutral evaluation in this case is hereby
5	extended from February 26, 2007, to March 30, 2007.
6	
7	Dated: 3/8/07
8	
9	
10	THE HONORABLE JEREMY FOGEL Judge of the United States District Court for the Northern District of California
11	Northern District of California
12	
13	
14	
15	
16	
17	
18	
19	
20	
21	
22	
23	
24	
25	
26	
27	
28	